

Docket No. ARF-086US
SHO.003.



JCO6 Rec'd PCT/PTO 29 SEP 2005 PCT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Hirobumi TOYODA

Serial No.: 10/528,107

Group Art Unit: Not yet assigned

Filing Date: March 16, 2005

Examiner: Unknown

For: GAME MACHINE AND PROGRAM

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESUBMISSION OF DECLARATION

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) dated September 15, 2005 (copy enclosed), resubmitted herewith is the signed declaration for the above-identified patent application. The Declaration was previously filed on July 27, 2005. A copy of the date-stamped postcard and related filing papers are attached hereto.

Please charge any deficiencies in fees and credit any overpayment of fees to Attorney's Deposit Account No. 50-0481.

Respectfully submitted,

Sean M. McGinn

Registration No. 34,386

Date: 9/28/05

MCGINN INTELLECTUAL PROPERTY

LAW GROUP, PLLC

8321 Old Courthouse Road, Suite 200

Vienna, VA 22182-3817

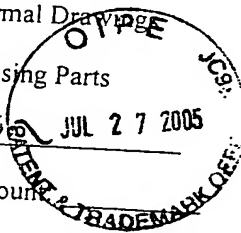
(703) 761-4100

Customer No. 21254

Serial Number: 10524107 SMITH
Attorney's Post Card Filing Receipt
Papers Filed On: 7.27.05
Attorney's Docket Number: ARF-03605 ☒ Patent ☐ Trademark
Applicant's Name: Hirobumi Toyoda Application Filing Date: 3/16/05
Papers Filed Herewith:
☐ Amendment ☐ Request for Extension of Time ☐ CPA Request
☐ Notice of Appeal ☐ Appeal Brief (in triplicate) ☐ Reply Brief
☒ Submission ☒ 1449 Form w/ 3 Documents ☐ Priority Document(s)
☐ Assignment ☐ Recordation Cover Sheet ☐ Formal Drawings
☐ Drawing Corrections ☐ Issue Fee Transmittal ☐ Missing Parts
☒ Other Submission of Declaration
Fees Filed Herewith: \$ ☐ Check ☐

Serial Number: 10524107 SMITH
Attorney's Post Card Filing Receipt
Papers Filed On: 7.27.05
Attorney's Docket Number: ARF-03605 ☒ Patent ☐ Trademark
Applicant's Name: Hirobumi Toyoda Application Filing Date: 3/16/05
Papers Filed Herewith:
☐ Amendment ☐ Request for Extension of Time ☐ CPA Request
☐ Notice of Appeal ☐ Appeal Brief (in triplicate) ☐ Reply Brief
☒ Submission ☒ 1449 Form w/ 3 Documents ☐ Priority Document(s)
☐ Assignment ☐ Recordation Cover Sheet ☐ Formal Drawings
☐ Drawing Corrections ☐ Issue Fee Transmittal ☐ Missing Parts
☒ Other Submission of Declaration
Fees Filed Herewith: \$ ☐ Check ☐ Charge Deposit Account

Hand Delivered



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In re patent application of

Hirobumi TOYODA

Serial No.: 10/528,107

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Examiner: Unknown

For: GAME MACHINE AND PROGRAM

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUBMISSION OF DECLARATION

Sir:

Submitted herewith is the signed declaration for the above-identified patent application.

Please charge any deficiencies in fees and credit any overpayment of fees to Attorney's
Deposit Account No. 50-0481.

Respectfully submitted,

 # 46,060

Sean M. McGinn
Registration No. 34,386

Date: 7/27/05
McGinn & Gibb, PLLC
Intellectual Property Law
8321 Old Courthouse Road, Suite 200
Vienna, VA 22182-3817
(703) 761-4100
Customer No. 21254

Application for United States Patent

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

GAME MACHINE AND PROGRAM

the specification of which:

(check one)

 is attached hereto

 X was filed on March 16, 2005,

as Application Serial No. 10/528,107

and was amended on March 16, 2005, (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code §119 (a)-(d) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application(s) | | | priority claimed | |
|--------------------------------|----------------------------|---|----------------------|---------------------|
| <u>2002-270679</u> (Number) | <u>Japan</u> (Country) | <u>17/09/2002</u> (Day/Month/Year Filed) | <u> X </u> yes | <u> </u> no |
| <u> </u> (Number) | <u> </u> (Country) | <u> </u> (Day/Month/Year Filed) | <u> </u> yes | <u> </u> no |
| <u> </u> (Number) | <u> </u> (Country) | <u> </u> (Day/Month/Year Filed) | <u> </u> yes | <u> </u> no |

I hereby claim the benefit under Title 35, United States Code §119(e) of any United States provisional application(s) listed below.

| <u> </u> (Application Number) | <u> </u> (Day/Month/Year Filed) |
|---------------------------------------|---|
|---------------------------------------|---|

I hereby claim the benefit under Title 35, United States Code §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the matter provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations § 1.56 which became available between the filing date of the prior application and the national or

PCT international filing date of this application.

PCT/JP2003/011441 September 8, 2003 Pending
(Application Serial No.) (Filing Date) (Status: patented, pending, abandoned)

Power of Attorney: As a named inventor, I hereby appoint Sean M. McGinn, Reg. No. 34, 386, and Frederick W. Gibb, III, Reg. No. 37,629, as attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. All correspondence should be directed to McGinn & Gibb, PLLC, Customer No. 21254, 8321 Old Courthouse Road, Suite 200, Vienna, Virginia 22182-3817. Telephone calls should be directed to McGinn & Gibb, PLLC at (703) 761-4100.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Sole

Joint Inventor, If Any TOYODA, Hirobumi

Inventor's Signature 豊田 博文 Date Apr. 12, 2005
Residence Tokyo Citizenship Japan
Post Office Address 3-1-25, Ariake, Koto-ku, Tokyo 135-0063 Japan